

(Rett), J

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
TROY ARDEN JULIAR, Individually And On
Behalf Of All Others Similarly Situated,

Plaintiff,

v.

SUNOPTA INC., STEVEN BROMLEY, JOHN
H. DIETRICH, and STEPHEN R. BRONFMAN,

Defendants.
----- X

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: MAR 06 2008

Case No. 08 CV 00933 (PAC)

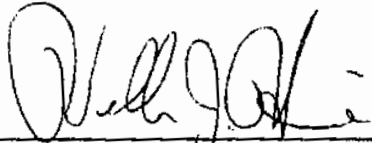
STIPULATION AND ~~PROPOSED~~ ORDER

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel for the parties herein, that after the Court enters an order consolidating this action with any related securities class actions and appointing lead plaintiff and lead plaintiff's counsel, Defendants' counsel will confer with the court-appointed lead counsel regarding the schedule for the filing of a consolidated amended complaint and for the filing of Defendants' response to that complaint. Defendants will not be required to answer, move or otherwise respond to the complaint filed on or about January 28, 2008 in this action. By entering into this Stipulation, the parties have not waived and expressly retain all claims, defenses and arguments, whether procedural, substantive or otherwise (including any defenses Defendants may have as to lack of personal jurisdiction or improper service), and this Stipulation is without prejudice to any party's right to challenge any such claims, defenses or arguments. This Order is entered without prejudice to the rights of any party to apply for a modification of this Order for good cause.


STIPULATED AND AGREED:

Dated: New York, New York
March 4, 2008

JONES DAY

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SO ORDERED: MAR 05 2008


U.S.D.J.

NYI-4068252v1